## **BOSE McKINNEY & EVANS LLP**

### **CUSTOMER NUMBER 25267**

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## PATENT APPLICATION

# IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant(s):	Ruschke, Jeffrey A., et al. }	Attorney Docket No. 8266-1581
Title:	VARIABLE HEIGHT } SIDERAIL FOR A BED }	Examiner: Unknown
Serial No.:	10/598,758	Confirmation No. Unknown
Filed:	September 11, 2006 }	Group No. Unknown

# SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT

Mail Stop Amendment Commissioner for Patents P. O. Box 1450 Alexandria, VA 22313-1450

#### Dear Sir:

This statement is filed in the application identified above pursuant to 37 CFR §§ 1.56, 1.97 and 1.98. Applicants call attention to the art references which were identified in the International Search Report and Written Opinion and are listed on the attached PTO Form SB/08A. Additional references are also included. No representation is intended that a complete search has been made or that no better art references are available. The filing of this statement shall not be construed to be an admission that the information cited in the statement is, or is considered to be, material to the patentability as defined in 1.56(b).

#### REMARKS

The application identified above is a U.S. national phase application under 35 U.S.C. § 371 of PCT International Application PCT/US2005/006849, which has an international filing date of March 2, 2005, and claims the benefit of U.S. Provisional Patent Application No.

60/522,618, which was filed March 12, 2004. None of the art cited on the attached PTO Form SB/08A is believed to disclose or suggest the invention recited in the claims of the above-identified application. It is therefore believed that the claimed invention is patentably distinguishable over these references.

Please charge any fees that might be due in connection with this Information Disclosure Statement to Bose McKinney & Evans LLP's Deposit Account No. 02-3223.

Respectfully submitted,

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U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

8266-1581

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Onder the Labourers Readedon record to be personned to require	Complete if Known			
Substitute for form 1449/PTO	Application Number	10/598,758		
	Filing Date	09-11-2006		
INCODMATION DISCLOSURE	First Named Inventor	Ruschke et al.		
INFORMATION DISCLOSURE	Art Unit	TBD		
STATEMENT BY APPLICANT	Examiner Name	TBD		

Attorney Docket Number

			U. S. PATENT I		I Barre Calumna Lines Where
xaminer Initials*	Cite No.1	Document Number	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
	<u> </u>	Number-Kind Code <sup>2 (if known)</sup>			
		US 2,625,694	01-20-1953	Moss	
		US 3,069,700	12-25-1962	Berlin	
		US 3,351,961	11-07-1967	William A. Daniels et al.	
		US 4,612,679	09-23-1986	Mitchell	
	<u> </u>	US 5,084,925	02-04-1992	Cook	
	<u> </u>	US 5,187,824	02-23-1993	Stryker	
		US 5,381,571	01-17-1995	Gabhart	
	<del></del>	US 5,878,452	03-09-1999	Brooke et al.	
		US 5,987,666	11-23-1999	Zigmont	
	1	US 6,829,793	12-14-2004	Brooke et al.	
		US 6,862,759	01-26-1999	Mauli et al.	
		US 2004/040092 A1	03-04-2004	David W. Hensley et al.	

			FOREIGN PAT	TENT DOCUMENTS		
Examiner Cite Initials* No.1	Foreign Patent Document	Publication Date	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages Or Relevant Figures Appear	T <sup>6</sup>	
	Country Code <sup>5</sup> Number <sup>4</sup> Kind Code <sup>5</sup> (if known)	MM-DD- YYYY				
		EP 1053705 and Abstract	11-22-2000	Sunrise Medical SA		_

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Examiner	Date	
Signature	Considered	
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\*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant. 

Applicant's unique citation designation number (optional).

See Kinds Codes of USPTO Patent Documents at www.uspto.gov or MPEP 901.04. 
Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). 
For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. 

Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST.16 if possible. 

Applicant is to place a check mark here if English language Translation is attached.

This collection of information is required by 37 CFR 1.97 and 1.98. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND

TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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